

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: **Nguyen et al.**

Examiner: **K. M. Vijayakumar**

Serial No: **10/775,989**

Art Unit: **1751**

Filed: **February 9, 2004**

For: **INTERFACE MATERIALS AND METHODS
OF PRODUCTION AND USE THEREOF**

**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE
PATENTING REJECTION OVER A PENDING SECOND APPLICATION**

Petitioner, Honeywell International, Inc., is the owner of 100% percent interest in the above-identified application.

Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 10/715,719 filed on November 17, 2003. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon grantee, its successors and assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

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Check either box 1 or 2 below, if appropriate:

1. For submissions on behalf of an organization (e.g. corporation, partnership, university, government agency, etc.), the person signing (whose title is supplied below) is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

2. The undersigned is an attorney of record.

Bingham McCutchen, LLP


Sandra P. Thompson, PhD, Esq.
Reg. No. 46,264
Attorney of Record

March 2, 2005
Date of Signature

Terminal disclaimer fee under 37 CFR 1.20(d) included.

PTO suggested wording for terminal disclaimer was

X unchanged changed (if changed, an explanation should be supplied)

Sandra P. Thompson

Sandra Poteat Thompson, PhD

Printed Name (and title if applicable)



March 2, 2005
Date

THE STATEMENT BELOW IS FOR OFFICE USE ONLY

In accordance with the decision granting the petition filed on _____,
this terminal disclaimer is accepted. The period of abandonment specified above has been accepted as
equivalent to _____ months.

Petitions Examiner